

accorded the same rights and protections as other employees. Second, if the law is right, it should apply to Congress as well as the private sector. Third, if Congress lives by the same laws it applies elsewhere, it will write better laws. And, fourth, the constitutional separation of powers doctrine must be respected.

Mr. Speaker, I do hope, however, that we are able at a future time to revisit a GAO recommendation. GAO recommends strongly that the executive director, general counsel and the two deputy executive directors be reappointed to serve subsequent terms in either the same or different positions if warranted. I think that this makes sense, and it is my hope and intent that the committee in working with the chairman can bring this to the floor at a future date.

Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

The Clerk read the bill, as follows:

H.R. 5122

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. PERMITTING SECOND TERM FOR BOARD OF DIRECTORS OF OFFICE OF COMPLIANCE.**

(a) IN GENERAL.—The second sentence of section 301(e)(1) of the Congressional Accountability Act of 1995 (2 U.S.C. 1381(e)(1)) is amended to read as follows: “A member of the Board may be reappointed, but no individual may serve as a member for more than 2 terms.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to individuals serving on the Board of Directors of the Office of Compliance on or after the date of the enactment of this Act.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

**GENERAL LEAVE**

Mr. DOOLITTLE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on the subject of H.R. 5122.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

**RECESS**

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 6:30 p.m. today.

Accordingly (at 5 o'clock and 47 minutes p.m.), the House stood in recess until approximately 6:30 p.m.

□ 1832

**AFTER RECESS**

The recess having expired, the House was called to order by the Speaker pro

tempore (Mr. HAYES) at 6 o'clock and 32 minutes p.m.

**ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE**

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on the following motions:

Motion to instruct on H.R. 4200, by the yeas and nays;

Motion to close the conference on H.R. 4200, if offered, by the yeas and nays; and

Motion to suspend the rules on S. 2363 de novo.

The first electronic vote will be conducted as a 15-minute vote. The remaining votes in the series will be 5-minute votes.

**MOTION TO INSTRUCT CONFEREES ON H.R. 4200, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2005**

The SPEAKER pro tempore. The pending business is the question on the motion to instruct conferees on H.R. 4200 offered by the gentlewoman from California (Ms. PELOSI) on which the yeas and nays are ordered.

The Clerk will designate the motion.

The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentlewoman from California (Ms. PELOSI).

The vote was taken by electronic device, and there were—yeas 213, nays 186, not voting 33, as follows:

[Roll No. 473]

YEAS—213

Abercrombie	Davis (IL)	Inslee
Ackerman	DeFazio	Israel
Allen	DeGette	Jackson (IL)
Andrews	Delahunt	Jackson-Lee
Baca	DeLauro	(TX)
Baird	Deutsch	Jefferson
Baldwin	Diaz-Balart, L.	Johnson (CT)
Bass	Diaz-Balart, M.	Johnson, E. B.
Becerra	Dicks	Kanjorski
Bell	Dingell	Kaptur
Berkley	Doggett	Kelly
Berman	Doyle	Kennedy (RI)
Biggert	Edwards	Kildee
Bishop (GA)	Emanuel	Kilpatrick
Bishop (NY)	Engel	Kind
Blumenauer	English	Kirk
Bono	Eshoo	Klecza
Boswell	Etheridge	Kolbe
Boucher	Evans	Kucinich
Brady (PA)	Farr	LaHood
Brown (OH)	Ferguson	Lampson
Brown, Corrine	Filner	Langevin
Burns	Foley	Lantos
Butterfield	Ford	Larsen (WA)
Capps	Frank (MA)	Larson (CT)
Capuano	Frelinghuysen	Leach
Cardin	Frost	Lee
Cardoza	Gerlach	Levin
Carson (IN)	Gilchrest	Lewis (GA)
Case	Gonzalez	Lipinski
Castle	Gordon	LoBiondo
Chandler	Green (TX)	Lofgren
Clay	Greenwood	Lowey
Clyburn	Grijalva	Lynch
Conyers	Harman	Maloney
Cooper	Hereth	Markey
Costello	Hill	Marshall
Cramer	Hinchey	Matheson
Crowley	Hinojosa	Matsui
Cummings	Holden	McCarthy (MO)
Davis (AL)	Holt	McCarthy (NY)
Davis (CA)	Hooley (OR)	McCollum
Davis (FL)	Hoyer	McDermott

McGovern	Price (NC)	Snyder
McNulty	Rahall	Solis
Meehan	Rangel	Spratt
Meek (FL)	Reyes	Stark
Menendez	Rodriguez	Strickland
Michaud	Ros-Lehtinen	Stupak
Millender	Ross	Tauscher
McDonald	Rothman	Thompson (CA)
Miller (NC)	Roybal-Allard	Thompson (MS)
Miller, George	Ruppersberger	Tierney
Mollohan	Rush	Towns
Moore	Ryan (OH)	Turner (TX)
Moran (VA)	Sabo	Udall (CO)
Nadler	Sanchez, Loretta	Udall (NM)
Napolitano	Sandin	Van Hollen
Neal (MA)	Saxton	Velázquez
Oberstar	Schakowsky	Visclosky
Obey	Schiff	Walden (OR)
Olver	Scott (GA)	Waters
Ortiz	Scott (VA)	Watson
Owens	Serrano	Watt
Pallone	Shaw	Waxman
Pascarell	Sherman	Weiner
Pastor	Shimkus	Weller
Pelosi	Simmons	Wexler
Peterson (MN)	Skelton	Woolsey
Platts	Slaughter	Wu
Pomeroy	Smith (NJ)	Wynn
Porter	Smith (WA)	

NAYS—186

Aderholt	Gingrey	Ose
Akin	Goode	Otter
Alexander	Goodlatte	Oxley
Bachus	Granger	Paul
Baker	Graves	Pearce
Bartlett (MD)	Green (WI)	Pence
Barton (TX)	Gutknecht	Peterson (PA)
Beauprez	Hall	Petri
Berry	Harris	Pickering
Bilirakis	Hart	Pitts
Bishop (UT)	Hastings (WA)	Pombo
Blackburn	Hayes	Portman
Blunt	Hayworth	Pryce (OH)
Boehner	Hefley	Quinn
Bonilla	Hensarling	Radanovich
Bonner	Herger	Ramstad
Boozman	Hobson	Regula
Boyd	Hoekstra	Rehberg
Bradley (NH)	Hostettler	Renzi
Brady (TX)	Houghton	Reynolds
Brown (SC)	Hulshof	Rogers (AL)
Brown-Waite,	Hyde	Rogers (MI)
Ginny	Issa	Rohrabacher
Burgess	Istook	Royce
Burton (IN)	Jenkins	Ryan (WI)
Buyer	Johnson (IL)	Ryun (KS)
Calvert	Johnson, Sam	Schrook
Camp	Jones (NC)	Sensenbrenner
Cantor	Keller	Sessions
Capito	Kennedy (MN)	Shadegg
Carson (OK)	King (IA)	Sherwood
Carter	King (NY)	Shuster
Chabot	Kline	Simpson
Chocola	Knollenberg	Smith (MI)
Coble	Latham	Smith (TX)
Cole	LaTourette	Souder
Collins	Lewis (CA)	Stearns
Cox	Lewis (KY)	Stenholm
Crane	Linder	Sullivan
Crenshaw	Lucas (KY)	Sweeney
Culberson	Lucas (OK)	Tancredo
Cunningham	Manzullo	Tanner
Davis (TN)	McCotter	Taylor (MS)
Davis, Jo Ann	McCrery	Taylor (NC)
Davis, Tom	McHugh	Terry
Deal (GA)	McInnis	Thomas
DeLay	McIntyre	Thornberry
Doolittle	McKeon	Mica
Dreier	Mica	Miller (FL)
Duncan	Miller (FL)	Miller (MI)
Dunn	Miller (MI)	Miller, Gary
Ehlers	Miller, Gary	Moran (KS)
Emerson	Moran (KS)	Murphy
Everett	Murphy	Musgrave
Feeney	Musgrave	Myrick
Flake	Myrick	Neugebauer
Forbes	Neugebauer	Ney
Fossella	Ney	Northup
Franks (AZ)	Northup	Norwood
Gallely	Norwood	Nunes
Garrett (NJ)	Nunes	Nussle
Gibbons	Nussle	Osborne
Gillmor	Osborne	

NOT VOTING—33

Ballenger	Burr	DeMint
Barrett (SC)	Cannon	Dooley (CA)
Boehlert	Cubin	Fattah